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7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11
12 Plaintiff,
13 v.
14 RODRIGUEZ ET AL,
15 Defendants.

Case No. 2:22-mj-00864-NJK

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(Third Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.
18 Frierson, United States Attorney, and Edward G. Veronda, Assistant United
19 States Attorney, counsel for the United States of America, and Rene L.
20 Valladares, Federal Public Defender, and Joanne L. Diamond, Assistant Federal
21 Public Defender, counsel for Josue Abraham Reynoso Ochoa, and Brian J. Smith,
22 counsel for Louis Daniel Rodriguez, that the Preliminary Hearing currently
23 scheduled on February 13, 2023 at 4:00 p.m., be vacated and continued to a date
24 and time convenient to the Court, but no sooner than sixty (60) days.
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1 This Stipulation is entered into for the following reasons:

2 1. The parties require additional time to discuss the potential for Pre-
3 Indictment negotiations.

4 2. Counsel for the defendants will require additional time to review
5 and investigate discovery and meet with their clients to discuss the details prior
6 to proceeding.

7 3. Mr. Reynoso-Ochoa and Mr. Rodriguez are out of custody and agree
8 to the continuance.

9 4. The parties agree to the continuance.

10 5. Additionally, denial of this request for continuance could result in a
11 miscarriage of justice.

12 6. The additional time requested by this Stipulation is excludable in
13 computing the time within which the trial herein must commence pursuant to
14 the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A),
15 considering the factors under Title 18, United States Code, Section
16 3161(h)(7)(B)(i), (iv).

17 This is the third request for continuance filed herein.

18 DATED: February 13, 2023.

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20 RENE L. VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

21 By /s/ Joanne L. Diamond

By /s/ Edward G. Veronda

22 JOANNE L. DIAMOND
23 Assistant Federal Public Defender

EDWARD G. VERONDA
Assistant United States Attorney

24 By /s/ Brian J. Smith

25 BRIAN J. SMITH
26 Counsel for Louis Daniel Rodriguez

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
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5 Plaintiff,
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7 v.
8 RODRIGUEZ ET AL,
9
10 Defendants.

Case No. 2:22-mj-00864-NJK
ORDER

11 Based on the Stipulation of counsel and good cause appearing,
12 IT IS THEREFORE ORDERED that the Preliminary Hearing currently
13 scheduled on February 13, 2023 at the hour of 4:00 p.m., be vacated and
14 continued to April 24, 2023, at 4:00 p.m.

15 DATED: February 13, 2023.

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17 UNITED STATES MAGISTRATE JUDGE
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